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8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
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11 GUADALUPE SOLIS ALVAREZ, No. CIV S-05-0689-DFL-CMK-P

12 Petitioner,

13 vs. ORDER

14 JAMES YATES, et al.,

15 Respondents.  
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17 Petitioner, a state prisoner proceeding pro se, brings this petition for a writ of  
18 habeas corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States  
19 Magistrate Judge pursuant to Local Rule 72-302(c)(21).

20 On February 7, 2006, the magistrate judge filed findings and recommendations  
21 herein which were served on petitioner and which contained notice to petitioner that any  
22 objections to the findings and recommendations were to be filed within ten days. Petitioner has  
23 not filed objections to the findings and recommendations.

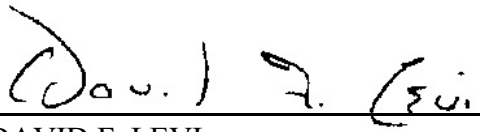
24 The court has reviewed the file and finds the findings and recommendations to be  
25 supported by the record and by the magistrate judge's analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed February 7, 2006, are adopted in full;
2. Respondent's motion to dismiss is granted;
3. The instant petition for a writ of habeas corpus is dismissed; and
4. The Clerk of the Court is directed to enter judgment and close this file.

Dated: 3/28/2006

  
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DAVID F. LEVI  
United States District Judge